IFW

JUN 3 J 2005 G

PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE for the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# TRANSMITTAL Filing Date January 15, 2004 First Named Inventor Alfred Thomas Art Unit 3713 Examiner Name Not Yet Assigned Attorney Docket Number Attorney Docket Number

Total Number of Pages in This Submission 47079-00239USPT ENCLOSURES (Check all that apply) After Allowance Communication Fee Transmittal Form Drawing(s) to TC Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to TC Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address X Other Endew): Other Enclosure(s) (please Extension of Time Request **Terminal Disclaimer** Form PTO-1449 (modified); Express Abandonment Request Request for Refund 2 references and 1 search report; Acknowledgement Postcard. x Information Disclosure Statement CD, Number of CD(s) Certified Copy of Priority Landscape Table on CD Document(s) Reply to Missing Parts/ Remarks Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name JENKENS & GILCHRIST, A PROFESSIONAL CORPORATION, CUST. NO. 30223 Signature iencla Printed name Amy L. Sierocki Date Reg. No. 54,447 June ∂7,2005



Docket No.: 47079-00239USPT

(PATENT)

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Alfred Thomas

Application No.: 10/758151

Confirmation No.: 4635

Filed: January 15, 2004

Art Unit: 3713

For:

WAGERING GAME PROVIDING

**REWARDS INDEPENDENT FROM** 

**GAMING SESSION** 

Examiner: Not Yet Assigned

### **INFORMATION DISCLOSURE STATEMENT (IDS)**

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered, and the references listed on enclosed Form PTO-1449 (Modified) be considered by the Examiner and made of record. In accordance with the waiver of 37 C.F.R. § 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and publication for all U.S. national patent applications filed after June 30, 2003, no copies of U.S. patents or patent publications are enclosed.

Some of the information for this IDS is from a foreign search report for U.K. Patent No. 0427729.9. Copies of the foreign patent documents and a copy of the search report are enclosed.

In accordance with 37 C.F.R. 1.97(g) and (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information disclosed is, or is considered to be, prior art with respect to the present application or material to patentability, as defined in 37 C.F.R. 1.56.

Application No.: 10/758151 Docket No.: 47079-00239USPT

This Information Disclosure Statement is being filed prior to receipt of a first Office Action and, hence, is believed to be timely in accordance with 37 C.F.R. 1.97(b). Accordingly, no fee is believed to be due. Should any fee be deemed necessary (except payment of the issue fee), however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 10-0447, Order No. 47079-00239USPT. A duplicate copy of this Statement is enclosed for that purpose.

Respectfully submitted,

Dated: June 27, 2005

Amy L. Sierocki

Registration No.: 54,447

JENKENS & GILCHRIST, A PROFESSIONAL

**CORPORATION** 

225 W. Washington, Ste. 2600

Chicago, Illinois 60606-3418

(312) 425-3900

Attorneys For Applicant

# BEST AVAILABLE COPY

Form PTO-1449 (modified)	Atty. Docket No. 47079-00239USPT	Serial No. 10/758,151	
List of Patens and Publications for Applicant's INFORMATION DISCLOSURE STATEMENT	Applicant Alfred Thomas		
Page 1 of 2	Filing Date: January 15, 2004	Group: 3713	

U.S. Patent Documents							
Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date if App.
	A1	2001/0039513	11/08/2001	Erlichson et al.			
	A2	2002/0077168 A1	06/20/2002	Jones et al.			
	A3	2002/0093136	07/18/2002	Moody			
	A4	2002/0107065	08/08/2002	Rowe			
	A5	2003/0036427	02/20/2003	Brandstetter et al.			
	A6	2003/0060256	03/27/2003	Joshi			
	A7	2003/0100362	05/29/2003	Horniak et al.			
	A8	4,669,730	06/02/1987	Small			
	A9	4,815,741	03/28/1989	Small			
	A10	5,046,737	09/10/1991	Fienberg			
	A11	5,118,109	06/02/1992 -	Gumina			
	A12	5,129,652	07/14/1992	Wilkinson			
	A13	5,179,517	01/12/1993	Sarbin et al.			
	A14	5,397,125	03/14/1995	Adams			
	A15	5,645,485	07/08/1997	Clapper, Jr.			
-	A16	5,657,899	08/19/1997	Stoken			
	A17	5,749,784	05/12/1998	Clapper, Jr.			
	A18	5,743,524	04/28/1998	Nannicola			
	A19	5,791,990	08/11/1998	Schroeder et al.			
	A20	5,916,024	06/29/1999	Von Kohorn			
	A21	5,928,082	07/27/1999	Clapper, Jr.			
	A22	6,015,344	01/18/2000	Kelly et al.			
	A23	6,056,289	05/02/2000	Clapper, Jr.			
	A24	6,068,552	05/30/2000	Walker et al.			
-	A25	6,089,976	07/18/2000	Schneider et al.		-	
	A26	6,102,395	08/15/2000	Such			
	A27	6,110,043	08/29/2000	Olsen			

	A27	6,110,043	08/29/2000	Olsen				
EXAMINER:				DATE CONSIDERED:				
EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.								

Form PTO-1449 (modified)  List of Patents and Publications for Applicant's  INFORMATION DISCLOSURE STATEMENT  Page 2 of 2		Atty. Docket No. 47079-00239USPT			Serial No. 10/758,151		
		Applicant Alfred Thomas					
		Filing Date: January 15, 2004		Group: 3713	Group: 3713		
	A28	6,113,098	09/05/2000	Adams			
	A29	6,173,267	01/09/2001	Cairns			
	A30	6,203,010 B1	03/20/2001	Jorasch et al.			
	A31	6,238,288	05/29/2001	Walker et al.			
		Fo	reign Pat	ent Docum	ents		
Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B1	2004/080551 A3	09/23/04	WIPO			
	B2	2005/029424 A1	03/31/05	WIPO			
(	Other .	Art (Includin	g Author,	Title, Date F	Pertiner	nt Page	s, Etc.)
Exam. Init.	Ref. Des.			Citation			
							· · ·

# **BEST AVAILABLE COPY**

EXAMINER:	DATE CONSIDERED:			
EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH				





PTO/SB/92 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application No. (if known): 10/758151

Attorney Docket No.: 47079-00239USPT

## Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

on <u>June 21,2005</u> Date

Marge Carus	e)			
O Signature				
Marge Caruso				
Typed or printed name of person signing Certificate				
	(312) 425-3900			
Registration Number, if applicable	Telephone Number			

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Transmittal Form (PTO/SB/21) (1 page); Information Disclosure Statement (IDS) (2 pages) in duplicate; Form PTO-1449 (modified) (2 pages) with 2 references and 1 search report attached; and Acknowledgement postcard.